



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Makoto Noda et al.

Serial No. : 10/799,893

Filed : March 10, 2004

For : ENCODING APPARATUS AND METHOD, RECORDING MEDIUM AND PROGRAM

Group A.U. :

Date : July 28, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

- No fee is required.
- The fee has been calculated as shown below.
- Total claims in excess of 20 previously paid for, at \$18 (\$9) ____.
- Independent claims in excess of 3 previously paid for, at \$86 (\$43) ____.
- Additional Fee for this Amendment ____.
- This response is being filed within the first month, second month, third month, fourth month, fifth month following the expiration of the term originally set therefor. Applicants Petition for an extension, and the fee of \$110 (\$55), \$420 (\$205), \$950 (\$465), \$1,450 (\$725), \$1,970 (\$985) is due and paid herewith.
- The fee of \$ set by 37 C.F.R § 1.17(p) for the Information Disclosure Statement is due and paid herewith.
- A check in the amount of \$ is attached.
- Please charge any additional fees or credit any overpayment to Deposit Account No. 03-3125.

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I hereby certify that this paper is being deposited
this date with the U.S. Postal Service in first class
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1450 Alexandria, VA 22313-1450

Jay H. Maioli
Reg. No. 27,213

Date
July 28, 2004

July 28, 2004
1185 Avenue of the Americas
New York, NY 10036
(212) 278-0400

PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Prior to the initial examination of the above-identified application, Applicant respectfully requests that the application be amended as follows.

Amendments to the Abstract begin on page 2 of this Amendment.

Amendments to the claims are reflected in the listing of claims that begins on page 3 of this Amendment.

The Remarks portion begins on page 15 of this Amendment.